**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS**

JOSE TRUJILLO, individually and on behalf of all others similarly situated, Plaintiff, vs. APPLE COMPUTER, INC., a California Corporation, and AT&T MOBILITY LLC, a Georgia Corporation, Defendants.	Case No. 1:07-cv-04946 DECLARATION OF HARRY BENNETT IN SUPPORT OF AT&T MOBILITY LLC'S MOTION TO COMPEL ARBITRATION AND DISMISS ACTION

I, Harry Bennett, hereby declare as follows:

1. The following facts are of my own personal knowledge, and if called as a witness I could and would testify competently as to their truth.

2. I am employed by AT&T Mobility LLC ("ATTM") (formerly Cingular Wireless LLC ("Cingular")) as the Executive Director for E-Commerce Operations. I have held this position since October 2005. (Between October 2005 and September 2006, my title was Senior Director for E-Commerce Operations.) Before that, I was Director of IT (Information Technology) for Cingular.

3. My job responsibilities include, among other things, overseeing the business group that manages ATTM's e-commerce activities and that maintains ATTM's web site. Visitors to ATTM's web site can access most web pages without a password or login. They can obtain general information about current promotions, special offers, terms and conditions, billing practices, ATTM service, rates, coverage, and many other topics.

4. ATTM's web site may be found at http://www.wireless.att.com or by going to http://www.att.com and clicking on the link marked "Wireless." A true and correct screenshot of the web page at http://www.wireless.att.com, as it existed on July 5, 2007, is attached as Exhibit 1.

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5. At the top right of that web page (as well as of all of ATTM's web pages) is a "search" tool. Visitors to ATTM's web site may use that search tool to locate information on the web site.

6. In July 2007, the first search result for the keywords "terms of service," "terms," "agreement," or "conditions" is a copy in Portable Document Format of the ATTM Terms of Service booklet that was in use starting in February 2006. A true and correct copy of that document is attached as Exhibit 2.

7. In July 2007, the first search result for the keywords "arbitration" and "dispute resolution" is the web page at http://www.att.com/disputeresolution. A true and correct copy of that web page as it existed in July 2007 is attached as Exhibit 3.

I declare under penalty of perjury that the foregoing is true and correct. Executed on May 5, 2008.

H. Bennett

Harry Bennett